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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
Provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/574,302
Filing Date	November 2, 2006
First Named Inventor	Rudi Mueller-Walz
Group Art Unit / Conf. No.	1611 / 7066
Examiner Name	Nicoletta Kennedy
Attorney Docket Number	28069-623N01US

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 377 C.F.R. § 1.114

- a. ☐ Previously submitted
- ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_.  
(Any unentered amendment(s) referred to above will be entered).
  - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
  - ☐ A verified statement claiming small entity status is on file in the prior application and such status is still proper and desired (37 C.F.R. § 1.28(a)).
  - ☐ Information Disclosure Statement (IDS) previously filed on \_\_\_\_\_.  
(Any unentered IDS(s) referred to above will be considered).
- b. ☒ Enclosed
- ☒ Amendment and Remarks to Accompany Request for Continued Examination (RCE).
  - ☒ Declaration of Rudi Mueller-Walz under 37 C.F.R. §1.132.
  - ☐ Supplemental Information Disclosure Statement (IDS) and Modified Form 1449/PTO
  - ☐ Other:

### Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees The RCE fee under C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 50-0311, Reference No. 28069-623N01US, Customer No.: 35437.
- ☒ RCE fee required under 37 C.F.R. § 1.17(e)
  - ☐ Information Disclosure Fee under 37 C.F.R. § 1.17(p).
  - ☒ Extension of time fee for 3 month(s) (37 C.F.R. §§ 1.136 and 1.17).
- b. ☒ Payment in the amount of \$810.00 is enclosed for RCE fee.
- ☐ Payment in the amount of \$\_\_\_\_\_ is enclosed for IDS fee.
- ☒ Payment in the amount of \$1,110.00 is enclosed for extension of time fee.

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Muriel Liberto	Registration No. (Attorney/Agent)	55,382
Signature		Date	November 22, 2010

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.